IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

WP(C).No. 33902 of 2006(J)

PETITIONER:

T. DHANYA, HINDI TEACHER, S.A. U.P. SCHOOL, THADUKKASSERY, PALAKKAD DISTRICT.

BY ADV. SRI.GEORGE ABRAHAM

RESPONDENTS:
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1. **THE HEADMASTER, S.A.U.P. SCHOOL, THADUKKASSERY, PALAKKAD DISTRICT.**
2. **THE ASSISTANT EDUCATIONAL OFFICER, PARLI, PALAKKAD DISTRICT.**
3. **THE DEPUTY DIRECTOR OF EDUCATION, PALAKKAD.**

R2 & R3 BY GOVT. PLEADER (SHRI A.J. VARGHESE)

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH, J.

W.P.C. NO. 33902 OF 2006 J

Dated this the 20th December, 2006

JUDGMENT

Petitioner is aggrieved by Ext.P2 staff fixation. She has preferred Ext.P5 purporting to be an Appeal under Rule 12D of Chapter XXIII KER. But, Rule 12D of Chapter XXIII KER confers a right of appeal only on the Manager. Petitioner is a teacher who is aggrieved by the staff fixation order. I feel, in such circumstances, the remedy of petitioner lies in approaching the Director of Public Instruction under Rule 12E(3) Chapter XXIII KER. Having heard the learned Government Pleader also, the Writ Petition is disposed of directing that if the petitioner prefers a Revision Petition before the Director of Public Instruction under Rule 12E (3) of Chapter XXIII KER within three weeks from today, a decision shall be taken thereon in accordance with law, after hearing the affected parties, within a period of two months from the date of receipt of the Revision Petition.

K. M. JOSEPH, JUDGE

kbk.